IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.PADMANABHAN NAIR

FRIDAY, THE 25TH MAY 2007 / 4TH JYAISHTA 1929

MFA.No. 615 of 1999(A)

OPMV.532/1993 of MOTOR ACCIDENT CLAIMS TRIBUNAL, THODUPUZHA
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APPELLANT - 3RD RESPONDENT:

UNITED INDIA INSURANCE CO. LTD.
REPRESENTED BY ITS DEPUTY MANAGER,
THIRD PARTY CLAIMS CELL, M.G. ROAD,
KOCHI - 682 016.

BY ADV. SRI.P.SANKARANKUTTY NAIR

RESPONDENTS - PETITIONER & RESPONDENTS:
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1. **NAWAS, S/O. MUHAMMED, VANIYAPURACKAL HOUSE, NERIAMANGALAM P.O., KOTHAMANGALAM.**
2. **P.S. PHILIP, CHERIYIL HOUSE, KOLANI P.O., THODUPUZHA VILLAGE, IDUKKI DISTRICT.**
3. **THOMAS ANTONY, S/O. ANTONY, NJARAKANDATHIL HOUSE, MUTHALAKODAM KARA, KARIKODE VILLAGE, THODUPUZHA TALUK.**
4. **VARKEY, PADINJAREMOLEL, PUTHUPADI, MUVATTUPUZHA.**
5. **KURIAKOSE, S/O. ITTOOP, PUTHIYAMATTATHIL KADATHI, MUVATTUPUZHA.**
6. **NATIONAL INSURANCE COMPANY LIMITED, BRANCH OFFICE, MUVATTUPUZHA.**

THIS MISC. FIRST APPEAL HAVING BEEN FINALLY HEARD ON 25/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. PADMANABHAN NAIR, J.

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M.F.A. NO. 615 OF 1999

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Dated this the 25th day of May, 2007

J U D G M E N T

Appeal is filed against the award passed by the Motor Accidents Claims Tribunal, Thodupuzha, in O.P(MV) No.532 of 1993. The Tribunal disposed of 7 claim petitions by a common award. It is admitted by the appellant that M.F.A. No.425 of 1999 and connected appeals filed against the very same award passed in the connected cases were dismissed. So the finding regarding negligence and liability of the appellant has became final and conclusive. The quantum of compensation awarded is also reasonable. Hence there is no merit in the appeal and it is only to be dismissed.

In the result, the appeal is dismissed.

K. PADMANABHAN NAIR, JUDGE.

vsv

K. PADMANABHAN NAIR, J.

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M.F.A. NO. 615 OF 1999

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J U D G M E N T

25TH MAY, 2007